

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NOVARTIS PHARMACEUTICALS
CORPORATION and NOVARTIS AG,

Plaintiffs,

v.

BRECKENRIDGE PHARMACEUTICAL,
INC.,

Defendant.

ECF CASE

Civil Action No. 1:14-05729 (ALC)(RLE)

**STIPULATION AND [REDACTED] ORDER OF DISMISSAL
WITHOUT PREJUDICE UNDER FEDERAL RULE OF CIVIL PROCEDURE 41(a)(2)**

WHEREAS, Plaintiffs, Novartis Pharmaceuticals Corporation and Novartis AG (collectively, "Novartis") and Defendant Breckenridge Pharmaceutical, Inc. ("Breckenridge") are parties in the above-captioned proceeding;

IT IS HEREBY STIPULATED AND AGREED by the parties to the above-captioned action, by and through their undersigned counsel, and subject to the approval of the Court, that pursuant to Federal Rule of Civil Procedure 41(a)(2), the above-captioned action is hereby dismissed in its entirety without prejudice, with each party to bear its own costs and attorneys' fees in this action.

Dated: May 18, 2016

BRECKENRIDGE PHARMACEUTICAL,
INC.

By: 

James Sterner

60 East 42nd Street, Suite 5210,
New York, New York 10165
(646) 448-1300
Email: jsterner@bpirx.com

*Attorney for Defendant Breckenridge
Pharmaceutical, Inc.*

KAYE SCHOLER LLP

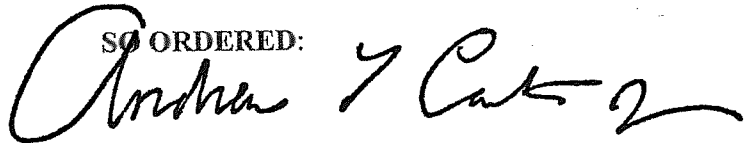
By: 


David K. Barr

250 West 55th Street
New York, New York 10019
(212) 836-7560
Email: David.Barr@kayescholer.com

*Attorneys for Plaintiffs Novartis
Pharmaceuticals Corporation and Novartis
AG*

SO ORDERED:



United States District Judge 

Dated: May 20, 2016
New York, New York